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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/763,058	01/22/2004	Hiroshi Uno	1990.69202	3718

24978 7590 08/26/2005

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EXAMINER

KAPADIA, VARSHA A

ART UNIT

PAPER NUMBER

2651

DATE MAILED: 08/26/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No.	Applicant(s)	
	10/763,058	UNO ET AL.	
	Examiner	Art Unit	
	Varsha A. Kapadia	2651	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 22 January 2004.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-12 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1-6 is/are allowed.
- 6) ☒ Claim(s) 7-12 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 22 January 2004 is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                        | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)               | Paper No(s)/Mail Date. _____  |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date <u>01/22/04</u> .  | 6) <input type="checkbox"/> Other: _____                                    |

### **Information Disclosure**

The information disclosure statement filed 01/22/04 fails to comply with 37 CFR 1.98(a)(3) because it does not include a concise explanation of the relevance, as it is presently understood by the individual designated in 37 CFR 1.56(c) most knowledgeable about the content of the information, of each patent listed that is not in the English language. It has been placed in the application file, but the information referred to therein has not been considered.

However, the prior art submitted with an abstract written in English language has been considered by the examiner. See the initialed copy of form 1449 for details.

### **Rejection Under 35 U.S.C. 102**

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 7-12 are rejected under 35 U.S.C. 102(b) as being anticipated by Reed et al (5,961,658).

With regards to claim 7, Reed et al discloses a signal processing method utilizing a partial response to record information on a medium and then regenerate the information from the medium (see fig. 2 and disclosure thereof), wherein a signal recorded on the medium is subjected to the convolution of  $(1-D)$  where  $D$  is a bit delay operator (See fig.6 element 152 disclosure thereof and col.11 lines 59-67); a regeneration signal from the medium is subjected to an equalizing process including the convolution of  $(k-s*D).(1+D)^n$  (see the paragraph bridging cols. 6 and 7; wherein  $k$  and  $s$  are considered to be 1).

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With regards to claim 8, Reed et al discloses that the information is decoded from the equalized signal (see fig.2 elements 74,88 and 92 and disclosure thereof).

With regards to claims 9-12, the apparatus limitations recited in claims 9-12 and similar to the method limitations recited in claims 7-8. Therefore the rejection applied to method claims 7-8 above in this office action is herein repeated for the same reasons of anticipate.

#### **Allowable Subject Matter**

Claims 1-6 are allowed.

Applicant's claimed invention differs from the prior art of record by specifically reciting that in a signal processing method/circuit a regeneration signal from the medium is subjected to an equalizing process including convolution of  $(k-s*D)$  where  $D$  is one bit delay operator and that  $k$  is not  $=$  to  $s$ .

#### **Prior Art Cited**

Reference to Noda (6,850,573) (see col.3 lines 66 to col.4 line 42) cited as of interest.

Reference to Vasic et al (6,691,263) cited as of interest.

Reference to Uno (5,995,545) cited as of interest.

Reference to Hayashi (5,799,046) cited as of interest.

Reference to Coker et al (6,625,235) cited as of interest.

Reference to Kobayashi et al (2001/0036236 A1) cited as of interest.

Reference to Kobayashi et al (5,563,864) cited as of interest.

Reference to Uno et al (6,633,444) cited as of interest.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Varsha A. Kapadia whose telephone number is (571)272-7557.

The examiner can normally be reached on Mon Tue and Thurs. from 6:30 AM to 2:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Hudspeth can be reached on 571 272 7843. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

VK



DAVID HUDSPETH  
SUPERVISORY PATENT EXAMINER  
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